Preserve

App. F. IX-4

Previous References

1929
~~193~~
(Miscellaneous

File No. 385-29
Serial Nos. 1—6.

Later References.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 6

Part B for October 33

SUBJECT.

Re the loss to Sri Kasivisvesvara Swami Gosai Ghat Seringapatam in connection with the lease of temple lands

8/6.

To The Mysore Comm: Revenue Comm.
" Huzur Secretary & Comm Mysore.

WD 01965—GPB—15,000—7-7-34

No 560-3 & 31-10-33.

Fixes up the ~~responsible~~ responsibility on 3 officers and directs the recovery of Rs 290-13-0 from them and writing off of a balance of Rs 316-11-0.

M. C. 13]

OFFICE OF THE MUZRAI COMMISSIONER IN MYSORE,

Bangalore, 29th April *1930.*

No. C/5547/29-30
one

FROM

Rajakaryapravina
P. G. D'SOUZA, ESQ., B.A., B.L.,
Muzrai Commissioner in Mysore.

To

Rajasevaparayana
B. Srinivasa Iyengar, Esq., B.A., B.L.,
Secretary to the Government of Mysore,
Financial Department.

SIR,

I have the honor to forward herewith copy of Mysore District Deputy's letter No.H.1060/28 dated 5-4-30 re: lease of lands endowed to Sri Kasi Visveswaraswamy Temple at Gosaighat, Seringapatam Taluk, and to state that this is a case of neglect on the part of successive Amildars leading to loss to Government that the Deputy Commissioner has been requested to submit their explanations to show cause why they should not be asked to make good the loss and that on receipt of the same from him a further report will be submitted.

I have the honor to be,
Sir,
Your most obedient servant,
Muzrai Commissioner.

1/ The local officers have been asked in that case & shd be invited also and suitable disciplinary action taken to avoid recurrence of such irregularities

(1st member) 1/5/30

2/ 2/5/30

3 Absent from Head quarters

14023/25

Submitted with a draft
MSK 6/5/30.

6/5 Premature - await further report
8/5

Sec
MSK
9/5/30.

Letter No.R.1060/28 dated 5-4-30 from the Deputy Commissioner, Mysore District, to the Muzrai Commissioner in Mysore. 2

Lease of lands - endowed to Sri Kasivisveswaraswamy temple - Seringapatam Taluk, - recovery of gutta.

I have the honor to state that the lease of the Inam wet lands measuring 24 acres 4 guntas endowed to the Sri Kasi Visveswaraswamy Temple at Gosaighat, Seringapatam Taluk, had been sold at a public auction to one Chamaiya for a period of 5 years from 1925-26 on an annual rental of 140 candies of paddy. The lessee has executed a gutta kharar on proper stamp paper and got it registered. One of the conditions in the kharar is that the lessee would petition the Taluk Office before the 15th December of every year intimating that the gutta paddy would be ready for delivery and that Governme should take delivery of the paddy within 20 days from the date of his petition and failing which he should be allowed a remission of 2 Kolagas for eve candy of gutta paddy. The kharar is defective and it is not initialled by the Amildar in token of acceptance. Such a condition of remission as to affect the interest on the institution is not generally obtained on gutta karars.

The gutta of 140 candies of paddy for 1926-27 was sold by the Amildar on 10-1-27 at a public sale to one Ravanna at R. 14/- per candy and the purchaser has paid the full value. Ravanna petitioned the Amildar on 24-1-27 stating that only 107 candies were paid to him by the lessee Chamaiya and praying that the balance of 33 candies of paddy or its value with interest at 12% might be paid to him. Instead of refunding the value of 33 candies to the sale purchaser immediately, the lessee was asked to deliver the balance of 33 candies to the sale purchaser or else would be ousted from the land and made liable for the loss to be sustained. The lessee replied that as per condition of the karar 14 candies have to be remitted calculated at 2 kolagas per candy on the ground that he petitioned the Amildar on 13-12-2 to take delivery of the paddy and that it was delivered to the purchaser through the Sheikdar only on 18-1-27 and that he would pay up only 19 candies or its value and not 33candies. The Amildar issued a destraint order on 30-4-27 and as the lessee was not in station it could not be served. The Amildar issued orders again on 24-12-27 to attach the crop. But as the attachment of crop could only realize the gutta of that year and not of the arrears of 33 candies the Skeikdar solicited destraint orders again.

From January 1927 to March 1929 no further action seems to have been taken. On 19-3-29 Ravanna the purchaser of the gutta paddy for 1926-27 issued a notice to the Amildar through his counsel claiming the value of 33 candies with other rel

candies with other reliefs and stating that if his claims were not settled he would be compelled to proceed against the Amildar in a Court of Law.

The Amildar reported the matter stating that no such condition of remission was specified in the sale Isthihar and solicited instructions from the Sub Division Officer. The Sub Division Officer reported that the Guttadar was bound to pay the full gutta. The Amildar was asked to take coercive steps against the lessee at once and to report who were all responsible for sleeping over the matter for 2 years. The lessee petitioned this office on 2-12-29 stating that the value of 19 candies of paddy viz., Rs 266/- remitted by Money Order on 26-1-27 to the Amildar was refused and praying that the records might be perused and the Amildar directed to receive Rs 266/- in full satisfaction of the arrears. Until the matter was decided a Stay Order not to execute further proceedings against him was also prayed for.

The Amildar was asked to stay coercive action against the lessee and to receive the value of 19 candies of paddy. He was also asked to submit the notice dated 13-12-26 said to have been sent to the Taluk Office by the lessee

The Amildar since reported that the lessee Chamaiya paid on 17-12-29 the value of 19 candies of paddy viz. Rs 266/- and that the notice dated 13-12-26 said to have been sent by the lessee was not forthcoming in the Taluk Office. The matter is under enquiry before me to find out if the lessee petitioned the Amildar on 13-12-26 to take delivery of the paddy.

In the meanwhile Ravanna the sale purchaser has actually filed a suit in the Seringapatam Munsiff's Court for the recovery of the value of 33 candies of paddy together with interest on the amount and other reliefs aggregating in all to R 758-12-0 making the Amildar and the lessee as the 1st and 2nd defendants respectively.

I am asking the Sub Division Officer, French Rocks, to submit a list of Amildars who were in charge during the period and who were responsible for the delay in taking action for the recovery. I shall submit a further report in the matter after the Sub Division Officer's report is received..

"COPY"

For Muzrai Commissioner.

(4) (51)

App. F. III—2]

General and Revenue Secretariat | Revenue File No. 38 of 1929

Serial No. 2

Letter No 1521/29-30 dated the 25th/26th July 1930 from the Inspector General in Imperial Forwarding the draft of the revised statement to be filed on behalf of the Defendant, (Auditor of Levies Assessment) in O.S. No 266/29-30 (K Ramanna V/S Auditor of Levies Assessment and another) on the file of the Munsiff at Lingsugur, and requesting approval of Govt to the draft statement in connection with the Govt Pleader's

Remarks.

6 Sheets for orders. Up-stream, the file may be returned to the Inspector General of Forests with the Govt orders. Issue to Govt. Further instructions to the Public Prosecutor, Bijapur and return 29/7/30 of file to this Secty for necessary Department action

ALS/C
29/7/30 H. Secy)

7

1528/29/7

7 To L.R. with Compliments

2

29.7.30

Note—Contn Sheet

WD 01684—GPB—30,000—20-4-29

Serial No.

& Nuro is no defence in this case. He should have been settled as soon as work of such was used.

Even now it will be graceful to have the matter settled amicably & obtain a refund of Rs. plus! No claim for interest is reasonable, and Neff is also entitled to reasonable damages. Hence, it is not desirable to contest the case.

D.M. 30/7

Dutt & Nevill — Mr.

1st Member) 31/7/30.

9 Sec (Mr. concerned) agn.

15-96 / 1930

If Sec Mr. Dutt 6/30-1 to

Forward d.o. letter to the Muz. Comm. Complts

Comm. sheet No 1 AUG. 1930 OFFICE OF THE MUZRAI COMMISSIONER

WD. 066—GPB—30,000 26-7-29

147

General and Revenue Secretariat | Army File No. 385 of 1927

Serial No.

for favor of further action and return.

By Order

V Subramanyam Asst.

For H. Secy to Govt

31.7.1930.

1547/29.30. 28/8/30. " Returned with compliments to the Financial Secy to ~~the~~ Govt with the information that the Deputy Commissioner, Mysore, has been addressed ~~not to proceed~~ to instruct the public prosecutor, Mysore, not to proceed with the case and to arrive at a compromise with the plaintiffs and to submit the explanations of the Amildar and the Taluk officials in the matter. On receipt of the same they will be forwarded to Govt.

CHANCERY SECRETARY 25 AUG No.

I. G. P...
Mysg Commrs.
Rec'd 28.8.30

12

If ~~a/c~~ no. further report will be received.

C.S. 28/8/30 H. Secy)

28.8.30

3

2483/28

Note—Contn Sheet

WD 01684—GPB—30,000—20-4-29

File No. 385 of 1929.

Serial No.	
3.	Letter no 1527/29-30 dated the 9th/12th NOV/1930 from the Inspl Comm in Mysore forwarding for payment a bill for Rs 854-8-0 being the value of Gutta Vraddy of the Sri Kasi Visvanathaswami Temple at Conjeevaram payable to the Govt Revenue the Trustees of the said lands of the institution, the charge being met from the funds at the credit of the institution 14 Pages. — orders at paras 8, 9 and 11 of the note Supra solicited for orders. The M-C C.S. states that the explanation 14/11/30 of the Collectors furnished this day to the Temple cannot be obtained & submitted in due course C.S.M.C. 14/11/30
	Please put up draft G.O. sanctioning the bill for Rs 854-8-0 and authorising payment of the amount to the Plaintiff

To take these charges in the Gutta budget for 1926-27

WD 02328 – GPB —10,000—22-4-30

(264)

710

Finance File No 885 of 1929

General and Revenue Secretariat

Serial No

OFFICIAL
FIRST INCL
24 NOV 1930
No. 5748

16) Appl & Q. as to procedure to be followed for recovery thereof.

SCM&L
4/11/30

Mr. Revanna's original prayer was for a payment of Rs 758-12-0 inclusive of all reliefs. By delay, the amount has swelled to Rs 854-8-0.

Law Secy)

VS
20.11.30

16 Fin appd

Pr. Secy

Chief Minister

VS
24.11.30

by Issue

Pr. Secy

VS
25.11.30

To

The Secy to
Controller

No. 1216 17 May 19 27 11 30

Auditors bill for Rs 854 8 0 payable to Mr K. Revanna.

4

S/25 A
1/12

Note–Contn Sheet

General and Revenue Secretariat | File No | of 1933

Serial No.

on account of gulla paddy of Sri the temple -

Letter No. 1547/29-30 of 7/4/1933 from the Surveyor Common forwarding the further report referred to in serial 4.

2 The amount received from lessee Channia is shown as 266 in the letter under reference but in his letter dated dated 3rd Aug. 1932 it is stated that the amount paid by him is Rs 2026.

3 The recovery of the arrears from the several officers stated in para 7 of the M.C.'s letter is for orders.

Ex

This is evidently a mistake The records show that the amount received was Rs. 2026/

M 17/4

The opinion of the M.C. contd in para 7 of the P.W.D may perhaps be agreed in the circs explained.

26/4/33

II Member)

In the absence of the Ft Secy I shall be glad if the Dep Secy will note on this case as it relates to recoveries from amildars

30/4

Dep Secy)

1/5

Dept of Council, 27 APR 1933 No. 7 1 2026

NOTE—Contn. Sheet

WD 02553 -50,000—GPB—8-7 30

File No. 385 of 1929.

General and Revenue Secretariat

Please put up a note specifying what the definite charge against each of the Writers is and how far they have met that charge in their explanations

CMM.
2.5.33.

2/5
1/5
3/5

For a brief history of the case kind reference is invited to letter no 1060/28 of 5 4/30 from the Dy. Commr. Nizpore to the Nizpore Commr

A

A Statement giving the information called for in para 24 is put up.

MD 11/5

Kind reference is invited to letter No. 4. 1060/28 & 26.4.30 from the Dy Commr Nizpore to the Nizpore Commr which (it will be seen) Mr. Arun Thakur (Assistant at the time) and Mr. Ananda Bhanja (Auditor at the time) were made solely responsible to make good the loss to the Nizpore Municipality owing to the failure on their part to take prompt delivery of the proceeds of

Dev. Secy)
17/5/33

2/12/5/33

Whatever blame may attach to Mr. T. Krishna Rao about not properly scrutinizing the bond

Serial No.

before it was executed the defect if any could easily have been circumvented by prompt action. This flaw in the document has not come in the way of the temple realising all its dues in subsequent years. The Amildar need be told that there is a penalty attached for not taking prompt delivery of goods like paddy that delay in doing so will be detrimental to the interests of the lessee. The explanation offered by Rao. K. Ananthapadmanabha is not acceptable at all. He must be held responsible for the value of the 16 candies withheld by the lessee according to the bond and the interest thereon till the period he was in charge of the Taluk. He must be held responsible for the interest on Rs 266/- remitted by the lessee which he declined to receive. Rao. Y.S. Krishnaswamy is responsible for the interest on these amounts ~~till~~ during the time he was in charge of the Taluk. The Court charges should be recovered from them in the proportion of the amount they have to make good after deducting the amount to be paid by the Clerk as per recommendation of the Inspector Commissioner (i.e. Rs 57) for his lapses

NOTE—Contn. Sheet.

Fin. Secretary.

WD 0246 —GPB—15,000—22-8-32

12-5-33

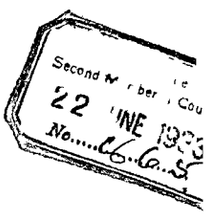
File No. 385 of 1933 | General and Revenue Secretariat

The P.C and the Dev Sec have differed somewhat in assessing the responsibility of the several offrs. The former's opinion is based on a misapprehension of facts. But the Dev Secy's opinion may be accepted perhaps.

2nd chr)

21-6-33.

21/6/33



1/ Please put up after my return to Simla

3/7

Please state what the respective liabilities of the offrs would be under the according to the note of the the Dev Sec

11/9

11/9

2/ As per calculation sheets put up below Mr K. D. Padmanabhiah will have to pay a sum of Rs 214/- Mr T. S. Krishna Swamy a sum of Rs 14-5-0 and the widow Ramaswamy Rs 57-8-0 only which is estimated to be the court costs in the suit.

1072 13

Srirangapatanam Temple Cutcha Loss sustained by Govt Recovery from Officers concerned,

[App. F. III—3

General and Revenue Secretariat | Revy File No. | of 1937.

Serial No

33) As information is not available in the Records about the actual Court Costs in the case, the details available in the Records have been looked and the costs are estimated to amount to Rs 57-8 approximately. As the amount proposed to be recovered from the Writer Ramachar seems to cover these costs fully, nothing seems to be due from the two officers referred to in this respect.

34) As per present calculation the amounts due from the three officials are as noted below

(i) Mr K. A. Padmanabhiah Rs 216-0-0
(ii) " T. S. Krishnaswamy " 19-5-0
(iii) " T. Krishnachar Nil
(iv) Writer Ramachar " 57-8-0

Total Rs 290-13-0

35) The total amount of loss sustained by Govt in the case is reported to be Rs 607-8-0 and the amounts that can now be recovered from the three officials may be about Rs 290-13-0. The balance still outstanding will be Rs 316-11-0 which may have to be written off the accounts.

36) Submit for orders with reference to Para 31 supra

BST
6/10

(H Seery)

9/10/33

(2nd Member) 9/10/33

9/10

Second A
10 OCT
No. 2[illegible]

NOTE—Contn Sheet.

WD 70—G51 M—60 000—13 S I

Seringapatam Temple Suit – Loss sustained by Govt – Recovery from officials

File No. 385 – of 193 . | General and Revenue Secretariat

39) The proposal to recover the amts noted on the previous page from the two amildars & the writer, for their negligence in not recovering the dues may be approved. The balance may be written off in the accounts.

1/10

Dewan)

1/11/10

40)

12-10-33

1st Mr)

13/10/33

41)

14/10/33

14/10

42) A draft G.O. is put up.

17/10 43 Draft revised & submitted

Recd 21/10/33

44 Put up clean copy please as revised

26/10/33

45) Clean draft as revised is put up.

For approval

27/10/33

27.10.33.

Secy)

28/10

DEWAN'S OFFICE 2414 12 OCT. 1933

TYPING 28. OCT. & REVENUE

General and Revenue Secretariat | File No. | of 193 .

Serial No.

560-B dated 31.10.1923
the 11 c in Mysore
Rev. Com
Nilgiri
Coimbatore

Fixes the responsibility of the officials in the case and directs the recovery of a total sum of Rs 2,10-13-0 from them in the proportion fixed by the Board at Rs 316-11-0.

3
1/11/1923

P.T.O

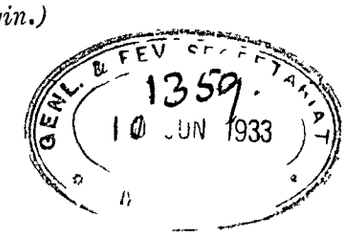
File No. of 193 .

General and Revenue Secretariat

REPLY

(To be written on this margin.)

4057.



OFFICE OF THE 16
FIRST MEMBER OF COUNCIL.

NOTE.

Dated ... 7-3- .....1933.

Question of responsibility of this gentleman, viz.: owner sale of Lady belonging to Kanivis vessels Lemper Pasar

If this is dealt with Rev Dept, the file may be put up to the

Asst.
7.6.33.

To the Municipal Engr with Complts
Ed
9/6

Submitted
The Connected file
before the Floods
Mda
9/6/33 Rec'd Asst in the Council

~~confiscation~~
~~Schroeder~~
Fisheries
The file called for is interesting
(1st Mr)

CLO 12/6
ACS
13/6/33

2830

Ag
14/6
Ag
14/6

Muz. 385-29-2

OFFICE OF THE MUZRAI COMMISSIONER IN MYSORE,

Bangalore, 25th July 1930.

No. 1547 Engg. 29-30

FROM

Rajakaryapravina
P. G. D'SOUZA, ESQ., BA, BL,
Muzrai Commissioner in Mysore

FINANCIAL SECRETARY 28 JULY

GEN. & REV SECRETARIAT JUL 1930 1547

To

Rajasevaparayana
B. Srinivasa Iengar, Esq., B.A., B.L.,
Secretary to the Government of His
Highness the Maharaja of Mysore,
Financial Department.

Lands endowed to Sri Kasi Visveswaraswamy temple-Seringapatam- recovery of gutta.

SIR,

In continuation of this office letter dated 30th April 1930 on the above subject, I have the honor to submit herewith the draft written statement to be filed on behalf of the 1st defendant, Amildar of Seringapatam Taluk in O.S.No.260/29-30 (K. Revanna VS. Amildar of Seringapatam and another) on the file of the Munsiff Court at Seringapatam, received from the Public Prosecutor, Mysore Division and to request that the approval of the Government may kindly be obtained to the draft written statement in consultation with the Legal Remembrancer.

The entire file of record on the subject together with copy of Mysore Deputy Commissioners letter No.M.1060/29 dated 15th July 1930 and copy of the plaint is submitted herewith.

I have the honor to be,

Sir,

Your most obedient servant,

Y. Rama Seshagiri Rao

For Muzrai Commissioner.

(Absent from Head quarters)

Letter No.H.1060/28 dated 12th July 1930 from the Deputy Commissioner Mysore District to the Muzrai Commissioner in Mysore.

Subject:- Recovery of gutta lands endowed to Sri Kasi Visveswara-Swamy temple, Gosai Ghat Seringapatam Taluk.

In continuation of this office letter No.H.1060/28 dated -- 30th April 1930 and with reference to your letter No.C.1547 of 29-30 dated 30th April 1930 on the above subject, I have the honor to submit herewith the draft written statement to be filed on behalf of the -- 1st Defendant, Amildar of Seringapatam Taluk in O.S.266 of 29-30 --- (K. Revanna V.S. Amildar Seringapatam and another) on the file of the Munsiff at Seringapatam, received from the Public Prosecutor, Mysore Division.

I request that the approval of the Legal Remembrancer may kindly be obtained to the draft written statement.

As regards the explanation of the Amildars for their neglect in not taking delivery of the paddy in time, Mr. K. Ananthapadmanabhaiah who was the Amildar at the time and who is now the Proktesar, Palace Estates and Gardens has requested that the connected records may be sent to him for reference. The records will be sent to him, after they are returned from you, to furnish his explanation.

The entire connected file of record on the subject together -- with the copy of the plaint is submitted herewith.

"C o p y"

Yrarasuja Jr

For Muzrai Commissioner.

M. C. 13] Misc.

OFFICE OF THE MUZRAI COMMISSIONER IN MYSORE,

Bangalore, 9th November 1930.

No. 1547 / 29-80

GENL. & REV. SECRETARIAT 710 MUZRAI.

FROM

S. P. Rajagopalachari, Esq., B.A., B.L.,

Muzrai Commissioner in Mysore.

To

The Secretary to the Government of His Highness the Maharaja of Mysore,
Financial Department.

SIR,

Referring to correspondence ending with your U.O.No.6/30-31 dated 31st July 1930 in the matter of O.S.No.266/29-30 on the file of the Munsiff court at Seringapatam, I have the honor to forward herewith copy of letter No.H.1060/28 dated 31st October 1930 from the Deputy Commissioner, Mysore District giving ------- enclosure to the letter received from the Public Prosecutor ---- stating that the suit which was dismissed for default of appearance of the Plaintiff on 30th July 1930 was restored subsequently and posted to 17th October 1930 on which latter date the Plaintiff's advocate promised to forego Rs.30/- if the suit claim was settled out of court. A sum of Rs.878-8-0 has been claimed by the ---- Plaintiff but the Public Prosecutor syas that he will persuade -- Mr. H. Dasappa to accept Rs.854-8-0 in full settlement. The -- Deputy Commissioner has accordingly submitted a bill for Rs.854-8-0 for payment to the Plaintiff, the charge being met from the funds of the Sri Kasi Visveswaraswami temple at Seringapatam.

I request that the bill for Rs.854-8-0 ma be kindly --- sanctioned and payment authorised to the Plaintiff in full settlement of all his claims.

As regards making good the loss to the institution, a ---- further communication will be made as soon as the Deputy Commissioners

Commissioner's report is received.

The file of vernacular papers is sent for reference and kind return.

I have the honor to be,

Sir,

Your most obedient servant,

R. V. Narasimha Chetty
for Luzrai Commissioner.
Absent from Head quarters

Letter No.H.1060/28 dated 31st October 1930 from the Deputy Commissioner, Mysore District to the Muzrai Commissioner in Mysore

---

Subject:- Lands endowed to Sri Kasi Visveswaraswamy temple Gosai Ghat, Seringapatam Taluk, recovery of gutta.

With reference to para 4 of my letter No.H.1060/28 dated 30-4-1930 and your letter No.1547/29-30 dated 21-8-1930 regarding the refund of the value of gutta paddy of the above temple to the sale purchaser Revanna for which a suit has been filed by him in O.S,No.255 of 29-30 on the file of the Munsiff's Court at Seringapatam, I have the honour to submit herewith a copy of Mysore --- Division Public Prosecutor's letter No.167 dated 4-10-1930 --- requesting that a sum of Rs.854-8-0 may be sent to him in full settlement of the claim of the Plaintiff.

2. A bill for Rs.854-8-0 has accordingly been obtained from the Amildar of Seringapatam taluk and submitted herewith, duly countersigned, for favour of sanction, the charge being met from the funds of the institution.

3. As regards making good the loss to the institution, the connected records have been sent to the Huzur Secretary for favour of furnishing the explanation of Mr. K. Ananthapadmanabaiah. It will be submitted as soon as it is received together with the -- explanation of the concerned officials.

"C o p y"

For Muzrai Commissioner.

22

Letter No.167 dated 4th October 1930 from the Public Prosecutor, Mysore Division, Mysore to the Deputy Commissioner Mysore District.

With reference to your docket No.H.1060/28 dated 28-8-30 forwarding copy of the Muzrai Commissioner's letter directing that the claim of Mr. Revanna in O.S.265 of 29-30 on the file of the Munsiff of Seringapatam, may be settled out of court, I have the honor to report that the suit was dismissed for default of appearance of the Plaintiff on 30-7-30.

The Plaintiff then filed an application within the --- prescribed time for setting aside the order of dismissal and restoring the suit to file. I agreed to the restoration of the suit and it is accordingly ordered to be restored on payment of cost of Rs.43/-. The case isposted to 17-10-30. The Plaintiff's Advocate Mr. H.C.Dasappa has promissed to forego Rs.30/- if the suit claim is to be settled out of court. The aggregate amount payable to the plaintiff according to his bill is Rs.878-8-0 as per the details mentioned in Mr. Dasappa's bill herein enclosed, According to my calculation it will be Rs.854-8-0. I request that you may be so good as to check the bill and if approved to send an R.T.R. for Rs.854-8-0. I hope to be able to persuade Mr. Dasappa to accept it in full settlement. Copy of plaint is herewith submitted for reference.

"C o p y"

For Muzrai Commissioner.

G.R.S. App. F VI G-2]

SUBJECT .. ..

.....

.....

iary No. of letter replied to 740

General and Revenue Secretariat

the (Amazon *193* .

Date of issue 27/11/30

Signed by ..... V. S Sastri .....

May this be

(i) Printed ?

(ii) treated as a standing order ?

(iii) published in the Gazette, English Part?

(iv) translated ? Rs. 854-8-0

(v) placed at the disposal of the press ?

(vi) published in the Gazette, Kannada Part ?

Sec. Amazon

File No: 385-29

Serial No. 4

Proceedings of the Government of His Highness the Maharaja of Mysore.

Read—

Correspondence ending with letter No 1627/29-30 dated 4th/12th Nov^r 1930 from the Amazon

forwarding for Rs. 854-8-0 being the value of Gadda pradakshane of the Sri Kuri Venkatarama swamy temple at Yadagiri that at during the Jatra festival

Order Thereon No.

due to one Mr K Ramanna, [illegible]

the Jeetha Pradhy
for 1926-27 of the
Sixth Lunar the
Charge Lies not
Lies in the Funds at
the credit of the
Sixth Lunar, and
State; that a
Fruitless Communi-
cation should be
made in due Course
as regards the Mate-
rial, the Loss to the
Sixth Lunar.

Circular No. 1216-17 Enc one file of DM C containing
Sanction is accorded Bill.
to the bill in question,
the Charge lies not,
in the first instance
against the Sixth Lunar.

List of enclosure

Copied by

Examined by

rectified, and to the payment
of the Sum of Rs 834-8-0 to the plaintiff in full Settlement of the claim
The further report examined by the Ne
in the matter is

WD 02560 GPB ~~11-250-27-307~~

P. M. 10.11.30 Law Secy & Govt

to the Ex Sixth
Sanctioning Bill
Charge
Communication

Correspondence ending with letter No. 1547 of 1929-30 dated the 9th/12th November 1930 from the Muzrai Commissioner forwarding for sanction a bill for Rs. 854-8-0, being the value of Gutta paddy of the Kasi Sri Visveswaraswami temple at Gosayi Ghat at Seringapatam, due to one Revanna, the sale purchaser of the gutta paddy for 1926-27 of the wet lands of the institution and plaintiff in original suit No. 266 of 1929-30 on the file of the Munsiff of Seringapatam the charge being met from the funds at the credit of the institution, and stating that a further communication would be made in due course as regards the making good, the loss to the institution.

Order No. 1216-17 | Muz 385-29-4 Income from the M C

Dated, Bangalore, the 26th November 1930.

27th

Sanction is accorded to the bill in question, the charge being met, in the first instance, from the source indicated and to the payment of the sum of Rs. 854-8-0 to the plaintiff in full settlement of his claim.

by the M.C.

The further report promised in the matter is awaited.

V Subrahmanyam
for Secretary to Government,
Financial Department.

To

The Muzrai Commissioner in Mysore with sanctioned bill and other records.
The Comptroller to the Government of Mysore.

.G.3.

OFFICE OF THE MUZRAI COMMISSIONER
IN MYSORE.

No.

Dated, Bangalore,.....3rd August.....*193* 2.

FROM

The Muzrai Commissioner in Mysore,
Bangalore.

To

The Deputy Commissioner,
Mysore District.

2/6/8/32

SIR,

With reference to correspondence ending with your letter No.M.1060 of 28-29 dated 15th July '32 re: recovery of the value of Gutta paddy belonging to the Sri Kasi Visveswaraswami temple, Gosayi Ghat, Seringapatam, I have the honor to state that the records are still incomplete and the following may kindly be sent for reference:-

(i) Papers leading to your Memo No. M.1060/28 dated 10-12-29 to the Amildar and the Sub Division Officer directing that attachment may be raised if Channaiah gives security; and

(ii) Mutchalika taken from Chikjavare Gowda of Baburayanakoppal as surety for Channaiah.

It may also be intimated whether after the payment of Rs 226/- by Channaiah towards the price of 14 candies of paddy, the surety was absolved of his responsibility or whether his responsibility still subsists in respect of the 14 candies of paddy which form the subject matter of this correspondence. The explanation of the official who delayed the paper from 9th January 1928 to 30th March 1929 and then again from 30th March 1929 to 31st May 1929 in spite of the Amildar's orders on three occasions has not been taken. This may be done now and the entire records returns mitted for submission to Covernment.

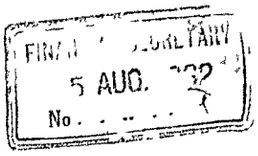
The enclosures are returned.

I have the honor to be,

Sir,

Your most obedient servant,

Sd/- S.P.RAJAGOPALACHARI,
For Muzrai Commissioner.



Memo.

Copy of the above is forwarded with compliments to the Secretary to Government, Financial Department, with reference to correspondence ending with his D.O. letter No.1923/Muz. dated 24-6-32 for favour of information.

Muzrai Commissioner.

Submitted for personal with Respects. Further report will be awaited.

9/8/32

10/8/32

11/8/32

M C. 13]

GENL. & REV. STORE
1072
11 APR. 1933

No. 1547/29-30 — Rec'd/File

OFFICE OF THE MUZRAI COMMISSIONER IN MYSORE.

Dated, Bangalore, 6th April ..... 193 3.

Files 385-29-3 — No.

FROM

S. HIRIANNAIYA, ESQ,. M.A., B.L,
Muzrai Commissioner in Mysore

To

S. Shamanna, Esquire., B.A.,
Secretary to the Government of His Highness
the Maharaja of Mysore.
Financial *Department.*

SIR,

Referring to the second para of Government Order No.1216-17 Muz.385-29-4 dated 27th January 1930 calling for a further report in the matter of the loss to the Sri Kasivisveswaraswami temple at Gosayi Ghat, Seringapatam, I have the honour to state that the facts of the case have been set forth in sufficient detail in the Deputy Commissioner's letter dated 5th April 1930 (copy sent with this office letter of the 30th April 1930) and subsequent correspondence leading to the Government order in question.

2. The net loss sustained by the temple owing to apathy and indifference shown by successive Amildars amounts to Rs.607-8-0 as hereunder:-

Amount paid to the Decree-holder	Rs.854- 8- 0	
Less amount recovered from lessee Chawdia.		265- 0- 0
Balance.	Rs.588- 8- 0	
Remuneration to public Prosecutor.		19- 0- 0
Total. loss		Rs.607- 8- 0

The explanation of the marginally noted Amildars and officials who should be held responsible for the loss has been obtained and submitted herewith. The omissions which contributed to the loss are chiefly the following.

Mr. T. Krishna Rao,
" K.A. Padmanabhaiah
" T.S.Krishnaswami
Rama Rao, clerk.

(i) Accepting a bond without the slightest scrutiny which ---- continued clause contrary to manool and against the interests of

the nstitution and which first created the contraversy in respect of 14 candies of paddy;

(ii) Not taking delivery of paddy as per registered notice of the lessee in time, i.e., before the expiry of 20 days counting - the period from 13th December 1926;

(iii) Not accepting the sum of Rs.266/- tendered by lessee --- Chamiah on 26th January 1927 towards the cost of 19 candies of paddy;

(iv) Not refunding the excess amount to Revenna when takarar was raised by Chamiah and 33 candies of paddy was not delivered, in spite of the former's petition of 24th January 1927; and

(v) Delay from 19th March 1929 and onwards when Revanna issued legal notice and took legal action.

3. Of the above items i & ii are responsible for the cost of 14 candies of paddy and the interest thereon, and Mr. T. Krishna Rao is entirely to blame. He has no explanation to offer at this -- distance of time. It is significant that neither the original nor a copy of the saguvali chit issued to Chamiah notwithstanding its specific mention in the petition of the lessee dated 15th November 1929 (enclosed in the records.) should be forthcoming in the Taluk records.

4. When Chamiah sent his registered letter of 13th December 1926 which is also reported to be missing but the postal acknowledgment has been produced by Chamiah - Mr. Anantha Padmanab iah had come as -- Amildar to the Taluk. His explanation that he did not know about the terms of the bond executed by the Lessee until 25th January 1927 on which date he received Chamiah's protest and looked into the bond has to be accepted. A share of the blame in regard to items iii & iv has also to be apportioned to Mr. Padmanabhiah. He explains that he took prompt action for collecting the balance of paddy from Chamiah, but he should have refunded the excess recovery made from Revanna.

5. For item v, Mr. T.S. Krishnaswami is solely responsible. The record came to his notice as soon as he took charge of the Taluk but he attempts to throw the blame on the clerk and on his predecessors. In making the statement that Revanna failed to remind about his dues until he issued a legal notice, this Amildar seems to have completely lost sight

of the fact that Revanna had presented a petition so far back as January 1927 and that the issue had been side-tracked.

6. Of the clerks concerned in this transaction, Head Gumasta Alasingrachar who acknowledged the registered letter sent by Chamiah on 13th December 1926 is reported to have died. Srinivasa Iyengar who was Muzrai clerk from 1st August 1928 to 31st May 1929 is said to be no longer in service. The explanation of the Muzrai clerk - Rama Rao cannot be accepted for the reason that the Amad Register and the Reference book clearly show that the petition of Chamiah of 13th December 1926 was referred to him.

7. From the above narration of facts, it will be seen that this is a case of absolutely avoidable loss and it seems to me that the officers should be made to make good the loss. There is no doubt that the heaviest responsibility falls on the Amildar Mr. Krishna Rao, the next amildars Mr. Padmanabhiah and Mr. Krishnaswami and the Muzrai clerk Rama Rao also coming in for a share. The amount for which each of the above is responsible cannot be fixed easily with mathematical precision but I am of opinion that the following distribution would be fair.

Mr. T. Krishna Rao	..	Rs.300/-
Mr. K.A. Padmanabhiah	..	Rs.125/-
Mr. T.S. Krishnaswami	..	Rs.125/-
Rama Rao	..	Rs.57/8/-

I solicit the orders of Government to recover the amounts as above and to credit the same to the funds of the temple.

8. The entire file of vernacular papers is enclosed for reference and kind return.

I have the honour to be,
Sir,
Your most obedient servant,

For Muzrai Commissioner.
(Absent from HQ Quarters)

Charges framed.	Particulars	Secretarial note	Remarks.
ame. of milder			
Krishna Rao.	(1) Accepting a bond wi the slightest	bond was executed on 25(B). There was no	
	contained a clause	about the receven,	
	to mamool and	grain for 25-26.	
	interest of the misti	grain of 26-27 is the	
	and which first ere	question. One of the	
	Controversy in respect	hours of the bond is that	
	Candies of paddy.	would pertain the	
	(2) Not taking de	Office before the 15th	
	paddy as per regis	per every year until	
	of the lessee in time	grain paddy was ready	
	the expiry of 20	and the first	
	Counting the period	delivery of paddy in	
		from the date of the	
		han. In the present Case	
		within from the	
		order was dated 13 10 26	
		Krishna Rao was then	
		the Amildar bond—	
		Anantapadmanabha and which	
		a matter for Consideration	
		if Mr. Krishna Rao	
		is responsible for the	
		paddy for a period	
		the he was not the Amildar	
		In this Connection reference	
		is to be made to the letter No. H-1060/	88/284/30
		the Deputy Secretary to the Govt	
		in which the Amildar responsible	
		take from the account	
		Anantapadmanabhaya	
		Clerk Concerned	

"the T.S.K is responsible for the interest on these amounts during the time he has in charge of the Taluk."

The two amounts are Rs 206-00
plus 8-00
214-00

Interest on Rs 214-00 at 6 p.c for the period from 5.11.1927 on which date T.S.K charge till 30.6.1928 on which date he handed over charge of the Taluk i.e. 18 months

@ 1-1-2 p. month. Interest Rs. 19 [illegible].

No portion of the court costs seems to be due from this Office as the amount proposed to be recovered from the late Ramaiya seems to fully cover that amount

[illegible]

To be recorded

[App. F. III—2

General and Revenue Secretariat	File No.	of 193 .
Serial No.		

196
200
100
1960
275
0140 /m
900
1520
7-140
53.6
9294 @ 6/. 0-1-2
11-1919
11-1925 1 year
6-4-1914 6 years
12

M.C 607-S0

TK Rs 300
KAP 125
T.S.K 125
Rs 550 57½

KAP. Date of notice 13.12.26
20 clear days
for taking
Remedies period
Sentence on R 268 for 26.
Transfer April 1929
9/28 to 30.4.1929

To be recorded

[App. F. III—2

General and Revenue Secretariat

File No. of 193

Serial No.

Value of 33 candles at Rs 14. Rs 462-0-0
Loss sustained by the plaff 66-0-0
Halting charges incurred by the plaff 30-0-0
Notice fees 2-12-0
Interest on Rs 462 from 19.3.1929 up to date of suit (and compromise) About 3 years and 2 months at 6 p c per annum 176-10-0

Rs 741-6-0

court costs 114-2-0 ⎫
Stamp only on this 75-0-0
Lawyer's fees 37-8-0
Contingent charges 2-10-0
Total Rs 854-8-0 ⎭

24 Rs 115 approximately

Approximate total court charges Rs 115-0-0
- As the suit was compromised and party agreed to have half the fee refunded, only the other half viz Rs 57-8-0 is due to be realised from the Defendants,

BSP/GP

WD 70—GBPM—60 000—13 8 31

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

probable court costs as per details furnished above will be Rs 1157/- ~~and~~ for the suit and the costs to be recovered from the defendants will be only half of this as the suit has compromised Only Rs 57-8-0 approximately. Definite information is not available in the Secretariat about the actual court costs due.

8/10/37

N.B —Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form

G.R.S. III—3]. 38 Court cases

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record

4162-0-0 from 18.1.1927

66-0-0 Lorry

30-0-0 Stay charges

2-12-0 Witness fee

Rs 560-12-0

278-8-0

838-4-0

on 19-3-1929

1930

2 years + 2 months

1 year

3 - 2 months

4-10-0 × 12

55-8-0

55-8-0 × 3

168-8-0

167-8-0

278

758-12-0

198-12-0 Rubees

462-0-0

176-10-0 silver

648-10-0

66-0-0

30-0-0

2-12-0

741-6-0

76-0-0

817-6-0

278-8-0

167-8-0

9-2-0

176-10-0

Rs 41

82 8-0

54-14-0

0-0

N.B.—Should routine notes be written on small slips the notes must be copied, or slips pasted on this form

39

Proceedings of the Government of His Highness the Maharaja of Mysore.

...

READ:-

Government Order No.1216-17/Muz. 535-29-4 dated the 27th Novr. 1930 sanctioning the bill for Rs. 51-8-0 being the value of Kuttapaddy of the Sri Nasi Visveswara temple at Gosayi Ghat at Seringapatam, due to one Revanna, the sale purchaser during 1926-27 of the Kuttapaddy of the wet lands of the institution and plaintiff in O.S.No.266 of 1929-30 on the file of the Seringapatam Munsiff and the payment of the said amount to the plaintiff in full settlement of his claim, and stating that the further report promised by the Muzrai Commissioner as regards making good the loss to the institution was awaited.

2. Correspondence ending with letter No.1547/29-30 dated the 7th April 1933 from the Muzrai Commissioner in Mysore, reporting that the net loss sustained by the temple in question owing to apathy and indifference shown by successive Amildars of the Seringapatam taluk, amounts to Rs.607/8/0, and submitting for orders with his opinion the explanations offered by the delinquent Amildars and Official who should be held responsible for the loss.

*Mr. T.Krishna Rao.
Mr. K.A.Hadanabhiah
Mr. T.S.Krishnaswami
Mr. Rama Rao, clerk.

Enclosures: No. 560-3/Muz 385-29-6
8 1-1

40

ORDER NO. BANGALORE: TH NOVR. 33

Government have carefully perused the connected records and the explanations offered, and they are pleased to observe that Mr.T.Nisham has is not much to blame in the matter, that, as the explanation offered by Mr. M.Anantanarayanaiah is not acceptable, he should be held responsible not only for the value of the 14 candies withheld by the lessee accruing to the bond and the interest thereon till the period he was in charge of the Periyapatna taluk, but also for the interest on the sum of Rs.266 remitted by the lessee on 20-1-1927 towards the cost of 15 candies of paddy which he declined to receive, and that Mr. T. S. Nishmaswami should be held responsible for the interest on the above two amounts during the period he was in charge of the taluk, both the officers being also held liable to pay the court costs in the suit, in the proportions of the amounts they have to make good as above, after deducting the amount of Rs.57/8/0 to be recovered, as recommended by the Uzrat Commissioner, from Kala Rao, the then clerk of the taluk office for his laches.

Government accordingly direct that the amounts noted against each be recovered from the officers and officials entitled thereto:-

Mr. M.A.Ananthanarayanaiah, Asstt.	Rs.211-0-0
Mr. T.S. Nishmaswami, -do-	19-0-0
Kala Rao, clerk	17-8-0
Total	Rs.247-8-0

As the total amount of loss sustained by the taluk is reported to be Rs.603/8/0, against which only the amount mentioned above will be

be set off, Government further direct that the balance of Rs.316-11-0 due, be written off the accounts.

Necessary further action should be taken to recover the amounts mentioned above and recoup the same to the Temple funds.

(Fair DRAFT).

FINANCIAL SECRETARY TO GOVT.

27/10/33

27.10.37

To

The Huzrai Commissioner in Mysore, with records.

The Revenue Commissioner in Mysore.

The Huzur Secretary to His Highness the Maharaja of Mysore.

The Comptroller to the Govt. of Mysore.

Copy to Revenue Branch.
Copy to Confidential Branch. 31-10-33

vvk.1.27.10.33. ---

Proceedings of the Government of His Highn
the Maharaja of Mysore.

R e a d :-

Government Order No.1216-17/Muz. 385-29-4 dated the 27th November 1930 sanctioning the bill for Rs.854-8-0 being the value of Gutta paddy of the Sri Kasi Visveswaraswami temple at Gosayi Ghat at Seringapatam, due to one Revanna, the sale purchaser during 1926-27 of the Gutta Paddy of the wet lands of the institution and plaintiff in O.S.No.266 of 1929-30 on the file of the Seringapatam Munsiff and the payment of the said amount to the plaintiff in full settlement of his claim, and stating that the further report promised by the Muzrai Commissioner as regards making off good the loss to the institution was awaited.

2.Correspondence ending with letter No.1547/29-30 dated the 7th April 1933 from the Muzrai Commissioner in Mysore, reporting th the net loss sustained by the temple in question owing to apathy indifference shown by successive Amildars of the Seringapatam ta amounts to Rs.607-8-0 and submitting for o: with his opinion the explanations offered b marginally noted Amildars and official who s he held responsible for the loss.

Mr. T. Krishna Rao.
Mr. K.A. Padmanabhiah
Mr. T.S. Krishnaswami
Mr. Rama Rao, Clerk.

O r d e r No. 560 — 3/ Muz 385 — 29 — 6

Dated, Bangalore, 30th October 1933.

Government have carefully perused the connected records and the explanations offered, and are pleased to observe that Mr.T.Krishna Rao is not much to blame in the matter, that as the explanation offered by Mr. K. Anantapadmanabiah is not acceptable, he should be held responsible not only for the value of the 14 candies withheld by the lessee according to the bond and the interest thereon till the period he was in charge of the Seringapatam taluk, but also for the interest on the sum of Rs.266 remitted by the lessee on 26-1-1927 towards the cost of 19 candies of paddy which he declined to receive, and that Mr.T.S. Krishnaswami should be held responsible for the interest on the above two amounts during the period he was in charge of the taluk, both the

officers being also held liable to pay the court costs in the suit, in the porportions of the amounts they have to make good as above, after deducting the amount of Rs.57-8-0 to be recovered, as recommended by the Muzrai Commissioner, from Rama Rao, the then clerk of the taluk office for his latenes.

Government accordingly direct that the amounts noted against each be recovered from the officers and official mentioned below:-

Mr. K.A. Padmanaonian,	Amildar.	Rs. 214-0-0
Mr. T.S. Krishnaswami,	-do-	" 19-5-0
Rama Rao, Clerk.		" 57-8-0
	Total	Rs.290-13-0

As the total amount of loss sustained by the temple is reported to be Rs.607-8-0 against which only the amount mentioned above will be set off, Government further direct that the balance of Rs.316-11-0 due, be writter off the accounts.

Necessary further action should be taken to recover the amounts mentioned above and recoup the same to the Temple funds.

By Order,

Financial Secretary to Government.

To

The Muzrai Commissioner in Mysore, with records,
The Revenue Commissioner in Mysore,
The Huzur Secretary to His Highness the Maharaja of Mysore,
The Comptroller to Government.